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APR 0 9 2009

OFFICE OF PETITIONS

In re Patent of Lynch

Patent No. 6,812,400

Issue Date: November 2, 2004

Application No. 09/490,903

Filing Date: January 25, 2000

For: Bird Guard

Decision on Petition

This is a decision on the petition filed December 23, 2008, under 37 CFR 1.378(c) to accept the unintentionally delayed payment of a maintenance fee for the above-identified patent.

The petition is **GRANTED**.

The patent issued November 2, 2004. The last day of the grace period for paying the 3.5 year maintenance fee was Monday, November 3, 2008. This petition was filed within twenty-four months after the six-month grace period provided in 37 CFR 1.362(e). Therefore, this petition was timely filed under the provisions of 37 CFR 1.378(c).

The maintenance fee in this case is hereby accepted and the above-identified patent is hereby reinstated as of the mail date of this decision.

Telephone inquiries regarding this communication should be directed to Petitions Attorney Steven Brantley at (571) 272-3203.

Charles Steven Brantley Senior Petitions Attorney

Office of Petitions